

### III. REMARKS

1. Claims 1, 3-16, 18 and 20-33 are not anticipated by Naghian et al. (U.S. 2003/0148774) ("Naghian") because Naghian does not qualify as prior art for purposes of 35 U.S.C. §102(e).

The 102(e) date of Naghian is December 20, 2000. However, Applicant's priority date is January 26, 2000, the filing date of Finnish Application No. 20000149, which is prior to Naghian. Thus, since Naghian is **subsequent** to Applicant's priority date, Naghian does not qualify as prior art for purposes of 35 U.S.C. §102(e).

2. Claims 2 and 19 are not unpatentable over Naghian in view of King et al. (U.S. 2003/00111511) ("King") under 35 U.S.C. §103(a). For the reasons stated above, Naghian does not qualify as prior art against Applicant's invention. Thus, claims 2 and 19 are allowable as well.

3. Claims 17 and 34 are rejected over Naghian and Korpela. Since Naghian does not qualify as prior art claims 17 and 34 are also allowable.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.



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Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to MAIL STOP AMENDMENT, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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